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Paper No. 6

**LERNER AND GREENBERG
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**OFFICE OF PETITIONS
A/C PETITIONS**

In re Application of
Jurgen Brieskorn, Markku Korpi,
Michael Sassin, and Shmuel Shaffer
Application No. 09/281,695
Filed: March 30, 1999
For: COMMUNICATIONS SYSTEM FOR THE
CONTROL OF A COMMUNICATIONS

DECISION NOTING JOINDER OF
INVENTOR AND PETITION UNDER
37 CFR 1.47(a) MOOT

Papers filed on August 29, 2000, in response to a "Decision Refusing Status Under 37 CFR 1.47(a)" mailed on July 21, 2000, included a copy of a previously transmitted¹ letter and Declaration signed by all co-inventors including the fourth inventor, Shmuel Shaffer previously indicated as unable to be reached, in compliance with 37 CFR 1.63 and 1.172. The letter included authorization to charge the required for an extension of time to respond to the Notice to File Missing Parts mailed April 20, 1999, to the practitioner's deposit account.

In view of the submission of an executed declaration signed by all four named inventors, and the request and authorization to charge the fee for an extension of time to respond to the Notice to File Missing Parts, further consideration under 37 CFR 1.47(a) is moot; this application does not have any rule 1.47(a) status and no such status should appear on the file wrapper. This application need not be returned to this office for any further consideration under 37 CFR 1.47(a).

The fee of \$390.00 for a third month extension of time to respond to the Notice to File Missing Parts mailed April 20, 1999, beyond the two month extension of time fee previously paid on August 25, 1999, will be charged to the practitioner's deposit account as authorized.

This application is being returned to the Office of Initial Patent Examination to complete processing of the application.

Inquiries related to this decision may be addressed to Petitions Attorney, Jennifer M. Hayes, at (703) 306-5608.

Jennifer M. Hayes
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Office of Petitions
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¹ The previously transmitted correspondence bears a certificate of facsimile transmission and in view of the statement of Werner Sterner, is considered timely filed in accordance with 37 CFR 1.8(b)